



claims will be dismissed without prejudice and the terms of her original judgment will remain unchanged.

### **ORDER**

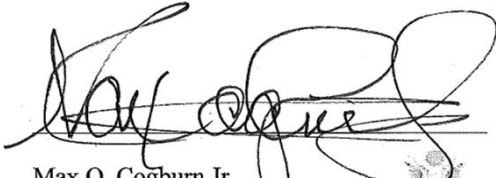
**IT IS, THEREFORE, ORDERED** that petitioner's Motion to Vacate is **ALLOWED** in part. Petitioner's criminal judgment will be vacated and an amended judgment will be entered from which petitioner may file a notice of appeal to the United States Court of Appeals for the Fourth Circuit.

**IT IS FURTHER ORDERED** that petitioner's remaining claims in his Motion to Vacate will be **DISMISSED** without prejudice to his ability to pursue such claims following conclusion of his appellate proceedings, if any.

**IT IS FURTHER ORDERED** that the Clerk of Court is directed to enter an amended judgment which contains the same terms as the original criminal judgment filed in 3:10cr226 and is further directed to close this civil case.

Petitioner is instructed that he shall have fourteen (14) days following entry of the amended judgment in order to file his written notice of appeal with the Clerk of Court.

Signed: October 8, 2013



Max O. Cogburn Jr.  
United States District Judge